



Entered on Docket
December 07, 2009

A handwritten signature in black ink, appearing to read "Mike K. Nakagawa", is written over a light-colored rectangular background.

Hon. Mike K. Nakagawa
United States Bankruptcy Judge

WILDE & ASSOCIATES

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HSBC Bank USA, National Association, as Trustee for WFHM 2007-M11

09-75187

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In Re:

Johnny L. Stackhouse and Susan R. Stackhouse

Debtors

BK-09-22440-mkn

Date: 11/4/2009

Time: 1:30pm

Chapter 13

ORDER VACATING AUTOMATIC STAY

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to Secured Creditor HSBC Bank USA, National Association, as Trustee for WFHM 2007-M11, its assignees and/or successors in interest, of the subject property, generally described as 7039 Oakwood Pines, Las Vegas, NV 89149, and legally described as follows:

Parcel I:

Lot One Hundred Forty-Six (146) in Block Four (4) of Final Map of Providence Pod 118 Phase 2, a Common Interest Community as shown by map thereof on file in Book 132 of Plats, Page 93, in the Office of the County Recorder of Clark County, Nevada.

Parcel II:

Non-exclusive easements for access, ingress and egress as provided for and subject to the terms and conditions as set forth in that certain "Supplemental Declaration of Covenants, Conditions and Restrictions and Reservation of Easements for Chestnut Hill at Provident recorded January 18, 2007 in Book 20070118 as Document No. 01399, Official Records.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give Debtors at least five business days' notice of the time, place and date of sale.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee of the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its secured Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the foreclosure sale.

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1 IT IS FURTHER ORDERED that in the event a Notice of Default has been recorded against this
2 particular property there can be no sale for sixty (60) days, allowing the Debtor(s) to submit a copy of
3 this Order to the State of Nevada, Foreclosure Mediation Program, and the Order will be construed as an
4 agreement between the Secured Creditor and Debtor(s) that they have voluntarily agreed to a mediation
5 under the Nevada State Foreclosure Mediation Program pursuant to Rule 6 of said program. The
6 necessary information can be accessed at <http://www.nevadajudiciary.us/>.

7
8 DATED this _____ day of _____, 2009.

9 Submitted by:

10 **WILDE & ASSOCIATES**

11 By:  s/Gregory L. Wilde, Esq. _____

12 **Gregory L. Wilde, Esq.**

13 Attorney for Secured Creditor

14 208 South Jones Boulevard

15 Las Vegas, Nevada 89107

16 APPROVED / DISAPPROVED

17 By: _____

18 David Krieger

19 1020 Garces Ave.

20 Las Vegas, NV 89101

21 Attorney for Debtor(s)

22 APPROVED / DISAPPROVED

23 By: _____

24 Rick A. Yarnall

25 701 Bridger Avenue #820

26 Las Vegas, NV 89101

Chapter 13 Trustee

1 ALTERNATIVE METHOD RE: LOCAL RULE 9021:

2 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

3 ☐ The court waived the requirements of LR 9021.

4 ☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.

5 ☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any
6 unrepresented parties who appeared at the hearing, and any trustee appointed in this case,
and each has approved or disapproved the order, or failed to respond, as indicated below
(list each party and whether the party has approved, disapproved, or failed to respond to the
document):

7 (List Parties)

8 Debtor's counsel:

9 ☐ approved the form of this order ☐ disapproved the form of this order

10 ☐ waived the right to review the order and/or ☒ failed to respond to the document

11 ☐ appeared at the hearing, waived the right to review the order

12 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

13 Trustee:

14 ☐ approved the form of this order ☐ disapproved the form of this order

15 ☐ waived the right to review the order and/or ☒ failed to respond to the document

16 Other Party: _____

17 ☐ approved the form of this order ☐ disapproved the form of this order

18 ☐ waived the right to review the order and/or ☐ failed to respond to the document

19 Breach Order:

20 ☐ This is an Order Vacating the Stay after the Failure to cure a Declaration of Breach. Copies of
21 this proposed order were transmitted to Debtor's counsel and appointed trustee to which
22 they have not replied

23
24 Submitted by:

25 /s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

26 Attorney for Secured Creditor